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13 MACNEILL

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17 MAISHA MYLES,

18 Plaintiff,

19 v.

20 NELSON STAFFING SOLUTIONS, a
21 privately owned company, DEBBY
22 DETERER, an individual, TONI
23 MACNEILL, an individual, and DOES 1-
24 50, inclusive,

25 Defendants.

Case No. C 06 7792 CRB

**DEFENDANTS' REQUEST FOR
CONTINUATION OF HEARING ON
MOTION TO ENFORCE SETTLEMENT
AGREEMENT OR TO PERMIT
DEFENDANT TO FILE REPLY BY
FRIDAY, JUNE 29, 2007 AND
~~PROPOSED~~ ORDER**

Judge: Hon. Charles R. Breyer
Complaint filed: Dec. 20, 2007
Trial date: Not Set

WHEREAS Defendants filed a motion to enforce the settlement agreement in the above-captioned matter scheduled for hearing before this Court on July 6, 2007 at 10:00 a.m. in Courtroom 8, 19th Floor;

WHEREAS, pursuant to Local Rule 7-3, Plaintiff Maisha Myles was required to file an opposition on or before June 15, 2007;

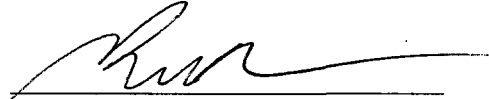
WHEREAS, pursuant to Local Rule 5-5, Plaintiff was required to serve a copy of the opposition on counsel for Defendants by hand on or before June 15, 2007;

WHEREAS, Plaintiff did not serve Defendants with the opposition until June 21, 2007, by mail (see Exhibit A to the Arena Declaration being submitted herewith). Defendants did not receive a copy of the opposition until the afternoon of June 22, 2007, the same day Defendants' reply was due (see Exhibit C to the Arena Declaration being submitted herewith).

WHEREAS, counsel for Defendants therefore requests ~~either (1) that the hearing on Defendants' motion be continued to Friday, July 13, 2007 so that Defendants can file the reply (if any) by Friday, June 29, 2007 or~~ (2) the hearing date remain as currently scheduled for July 6 and Defendants be permitted to file the reply (if any) on or before Friday, June 29, 2007.

RESPECTFULLY SUBMITTED

Dated: June 27, 2007


RONALD D. ARENA
LITTLER MENDELSON, P.C.
Attorneys for Defendants
NELSON STAFFING SOLUTIONS and TONY
MACNEILL

SO ORDERED:

Dated: June 28, 2007

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